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8 Attorneys for the United States

9 IN THE UNITED STATES DISTRICT COURT FOR THE
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 WADE MALHAS,

16 Defendant.
17

Case No. 5:19-cv-03709-BLF

**UNITED STATES' RESPONSE TO
MOTION TO WITHDRAW AS COUNSEL**

18 The United States hereby notifies the Court that it has no opposition to the Motion to Withdraw
19 as Counsel filed by defendant's counsel on August 9, 2021.

20 The United States intends to file a motion to appoint a guardian for Mr. Malhas under Fed. R.
21 Civ. P. 17(c)(2); however, that rule only applies to unrepresented parties. Absent an order from the
22 Court directing that the United States may file a motion under Fed. R. Civ. P. 17(c)(2) sooner, the
23 United States will file such a motion within 14 days of the Court's order approving the withdrawal. If
24 the Court does not grant the motion, the United States will confer with counsel for Mr. Malhas and work
25 to file a motion for appropriate relief.
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27
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Respectfully submitted this 23rd day of August, 2021.

DAVID A. HUBBERT
Acting Assistant Attorney General

/s/Rick Watson
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